

Senate Engrossed

State of Arizona  
Senate  
Forty-sixth Legislature  
Second Regular Session  
2004

CHAPTER 131

# SENATE BILL 1222

AN ACT

AMENDING TITLE 13, CHAPTER 40, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-4438; RELATING TO VICTIMS' RIGHTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 13, chapter 40, Arizona Revised Statutes, is amended  
3 by adding section 13-4438, to read:

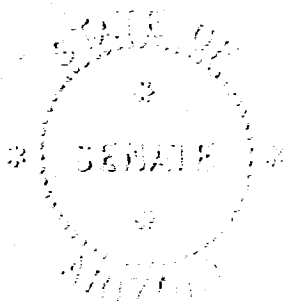
4 13-4438. Statement of rights

5 IN ORDER TO ASSURE THAT ANY VICTIM WHO COMES BEFORE THE COURT HAS BEEN  
6 ADVISED OF THE VICTIM'S CONSTITUTIONAL RIGHTS, AT THE DAILY COMMENCEMENT OF  
7 THE REGULAR CRIMINAL DOCKET AT WHICH ACCUSED PERSONS ARE ARRAIGNED, APPEAR  
8 FOR A STATUS CONFERENCE, MAKE A CHANGE OF PLEA OR ARE SENTENCED, A JUDGE OF  
9 THE SUPERIOR COURT SHALL MAKE THE FOLLOWING STATEMENT:

10 IF YOU ARE THE VICTIM OF A CRIME WITH A CASE PENDING  
11 BEFORE THIS COURT, YOU ARE ADVISED THAT YOU HAVE RIGHTS UNDER  
12 ARIZONA LAW THAT, AMONG OTHERS, INCLUDE THE RIGHT TO BE TREATED  
13 WITH FAIRNESS, RESPECT AND DIGNITY, TO A SPEEDY TRIAL, TO BE  
14 PRESENT AT COURT PROCEEDINGS, TO CHOOSE WHETHER OR NOT TO BE  
15 INTERVIEWED BY THE DEFENDANT OR THE DEFENDANT'S ATTORNEY, TO BE  
16 HEARD BEFORE THE COURT MAKES A DECISION ON RELEASE, NEGOTIATION  
17 OF A PLEA, SCHEDULING AND SENTENCING AND TO RECEIVE RESTITUTION  
18 FROM A PERSON WHO IS CONVICTED OF CAUSING YOUR LOSS. IF YOU  
19 HAVE NOT ALREADY BEEN PROVIDED WITH A WRITTEN STATEMENT OF ALL  
20 VICTIMS' RIGHTS, PLEASE CONTACT THE VICTIM SERVICES DIVISION OF  
21 THE PROSECUTOR'S OFFICE.

APPROVED BY THE GOVERNOR APRIL 19, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 19, 2004.



Passed the House April 13, 20 04,

by the following vote: 54 Ayes,

4 Nays, 2 Not Voting

Jake Flake  
Speaker of the House

Spencer L. Lyone  
Chief Clerk of the House

Passed the Senate February 12, 20 04,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

John Blumenthal  
President of the Senate

Charmine Billington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

14th day of April, 2004

at 3.30 o'clock P. M.

Jennifer Lybarger  
Secretary to the Governor

Approved this 19 day of

April, 2004,

at 10<sup>10</sup> o'clock A. M.

Jan Nagel  
Governor of Arizona

S.B. 1222

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 19 day of April, 2004

at 4:30 o'clock P. M.

Janice K. Brewer  
Secretary of State